

1002-2-101  
A/FWC  
07/841910

PATENT

Docket No. 1280-4014 US5

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Ward et al.

Anticipated Classification of this application:

FWC of Serial No. : 07/130,097

Class \_\_\_\_\_ Subclass \_\_\_\_\_

For : MODIFIED NUCLEO-  
TIDES AND METHODS  
OF PREPARING AND  
USING SAMEPrior Application

Examiner: L. Crane

Group Art Unit: 183

FILE WRAPPER CONTINUING APPLICATION (FWC)HON. COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

Sir:

1. Based on the above-identified application, this is a request under the file wrapper continuing application procedure, 37 C.F.R. § 1.62, for filing a

- ☒ Continuation application  
☐ Divisional application  
☐ Continuation-in-part application (Inventor(s) Declaration enclosed)

2. The following are enclosed herewith:

- ☒ Amendment  
☐ Inventor(s) Declaration  
☐ \_\_\_\_\_ Page(s) of Sequence Listing  
☐ \_\_\_\_\_ Computer Disk(s) containing Sequence Listing  
☐ Statement under 37 C.F.R. § 1.821(f) that Computer and Paper copies of the Sequence Listing are the same.  
☐ Computer disk containing original Sequence Listing previously submitted with Application Serial No. \_\_\_\_\_, filed \_\_\_\_\_.  
☐ \_\_\_\_\_ Page(s) of substitute Sequence Listing  
☐ \_\_\_\_\_ Computer disk(s) containing substitute Sequence Listing  
☐ Statement under 37 C.F.R. § 1.825(b) that the computer and paper copies of the substitute Sequence Listing are the same.  
☐ Other \_\_\_\_\_

FB567606578US

3. ☒ Please enter the Amendment<sup>S</sup>/Request For Reconsideration After Final Rejection filed August 29 and 30, 1991 in the above-identified parent application and then enter the attached Preliminary Amendment.

4. The above-identified parent application in which no payment of issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this new application so as to make this application copending with said parent application. Please use all the contents of the parent application file wrapper, including the drawings, as the basic papers for the new application.

It is understood that secrecy under 35 U.S.C. § 122 is hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a 37 C.F.R. § 1.62 application, be it either this application or a prior application in the same file wrapper, the PTO may provide similar information or access to all the other applications in the same file wrapper.

5. ☒ The fees to be charged are to be based on the number of claims:
- a. ☒ remaining after entering the attached Amendment.
  - b. ☐ entered in the parent application as of the date of its abandonment.
  - c. ☒ remaining after entering the Amendment After Final Rejection filed August 29, 30, 1991 in the above-identified parent application.

#### CLAIMS FOR FEE CALCULATION

	Number		Number Extra	Rate for Non-Small Entity	Basic Fee \$690.00
Total* Claims	32	-20	12	x \$20.00	\$ 240.00
Independent Claims	4	-3	1	x \$72.00	\$ 72.00
Multiple Dependent Claims(s)	<input type="checkbox"/> yes Addt'l Fee			\$220.00	\$
	<input checked="" type="checkbox"/> no None			- - -	

Filing Fee Calculation \$ 1002.00

\* Includes all independent and single dependent claims and all claims referred to in multiple dependent claims. See 37 C.F.R. § 1.75(c).

6. ☐ A verified statement that this is a filing by a small entity is attached or has been filed in the above-identified parent application and its benefit under 37 C.F.R. § 1.28(a) is hereby claimed. Reduced fees under 37 C.F.R. § 1.9 (f) (50% of total) paid herewith \$\_\_\_\_\_.
7. ☒ A check in the amount of \$1002.00 payment of the FWC application filing fees is attached.
8. ☐ Charge fee to Deposit Account No. 13-4500. Order No. \_\_\_\_\_.  
A DUPLICATE COPY OF THIS SHEET IS ATTACHED.
9. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required for filing this application, or credit any overpayment to Deposit Account No. 13-4500.  
Order No. 1280-4014 US5.  
A DUPLICATE COPY OF THIS SHEET IS ATTACHED.
10. ☐ Priority of application Serial No. \_\_\_\_\_, filed on \_\_\_\_\_  
in \_\_\_\_\_, is claimed under 35 U.S.C. § 119.  
(country)

11. ☒ Amend the specification by inserting before the first line the sentence:

This is a ☒ continuation ☐ divisional ☐ continuation-in-part

of co-pending application Serial No. 07/130,097, filed on December 7, 1987

*now abandoned*

12. ☒ The parent application is assigned of record to Yale University, New Haven, Connecticut.  
Recorded on 2/24/82, Reel 3950, Frame 0423.
13. ☐ An assignment of the invention to \_\_\_\_\_ is attached.
14. ☐ A check in the amount of \$400 for recording the Assignment is attached.
15. ☒ The Power of Attorney in the parent application is to Morgan & Finnegan.
- a. ☒ The power was filed in the parent application.
- b. ☐ A new power has been executed and is attached.
- c. ☒ Address all future communications to:

MORGAN & FINNEGAN  
345 Park Avenue  
New York, New York 10154

16. Please abandon the prior application at a time while the parent application is pending or at a time when the petition for extension of time in that application is granted and when this application is pending and has been granted a filing date, so as to make this application co-pending with said prior application.

Respectfully submitted,

MORGAN & FINNEGAN

Dated: February 26, 1992

By: Mary J. Morry  
Mary J. Morry  
Registration No. 34, 398

Mailing Address:

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345 Park Avenue  
New York, New York 10154  
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Docket No. 1280-4014 US5

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Ward et al. Anticipated Classification of this application:  
FWC of Serial No. : 07/130,097 Class \_\_\_\_\_ Subclass \_\_\_\_\_  
For : MODIFIED NUCLEO- Prior Application  
TIDES AND METHODS Examiner: L. Crane  
OF PREPARING AND Group Art Unit: 183  
USING SAME

FILE WRAPPER CONTINUING APPLICATION (FWC)

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Respectfully submitted,

MORGAN & FINNEGAN

Dated: February 26, 1992

By: Mary J. Morry  
Mary J. Morry  
Registration No. 34, 398

Mailing Address:

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New York, New York 10154  
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Applicant: Ward, et al.

Group Art Unit: 183

Serial No. : FWC of 07/130,097

Examiner: L. Crane (in parent Appln.)

Filed : Herewith

For : MODIFIED NUCLEOTIDES AND METHODS OF PREPARING AND USING SAME

EXPRESS MAIL CERTIFICATE

Express Mail Label No. FB567606578US

Date of Deposit February 26, 1992

I hereby certify that the following attached paper(s) or fee

1. File wrapper continuing application - transmittal and fee (ck \$1002.00)
2. Petition and fee for extension of time (4 months) (ck \$ 1280.00)
3. Preliminary Amendment
4. Information disclosure statement; PTO - 1449 form; references
5. Express mail certificate
6. Return postcard

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

Albert Isles

(Typed or printed name of person mailing paper(s) or fee)

(Signature of person mailing paper(s) or fee)

Mailing Address:

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New York, New York 10154  
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Rev. 4/89 M&F

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